IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

COMPANY PETITION NO. 179 OF 2006
CONNECTED WITH
COMPANY APPLICATION NO. 324 OF 2006

In the matter of scheme amalgamation between Atlanta Vinyl Pvt.Ltd., & Ess Dee Aluminium Pvt.Ltd.,

ESS DEE ALUMINIUM PVT.LTD., ..Petitioner.

Mr. C.M.S. Shastry for the petitioner.

Mr. C.J.Joy with R.C. Master with M.M.Gusuami, Panel Counsil i/by Dr. T.C.Kaushik for R.D.

CORAM : S.C. DHARMADHIKARI,J.

DATED : 07TH APRIL, 2006

PC :

1. This petition is filed by the transferor company seeking sanction to the scheme of amalgamation with M/s.Atlanta Vinyl Pvt. (Transferor Company). When this matter appeared before me on the last occasion, Mr. Shastry appearing for the petitioner made a statement that the transferor company has filed a petition, seeking similar relief before the Goa Bench of this court and he took time to produce a copy of the order passed thereon.

2. Today Mr. Shastry has produced a xerox copy of the

order passed by the learned company Judge in Company Petition No. 5/2006. Upon reading the same, it is clear that it is instituted by the transferor company and it seeks sanction to the scheme of amalgamation with the petitioner herein. It is observed that the Regional Director has no objection because the scheme is not prejudicial to the interest of the shareholders and creditors. A copy of the order passed by the learned Goa Bench of this Court is taken on record and marked ‘X’ for identification.

3. In the light of the above and as the Authorities have no objection and as all requirements are complied with, petition is made absolute in terms of prayer clauses (a) to (g) subject to payment of costs to the Regional Director and Official Liquidator, quantified at Rs.2,500/- each.

4. All concerned parties including concerned Registrar of Companies to act on an ordinary copy of this order and the scheme annexed to the petition, authenticated by the Company Registrar, High Court, Bombay.

5. Filing of drawn up order is dispensed with.

7.4.2006 (S.C.Dharmadhikari,J)

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